

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Allegation of corruption against Sri K. Venkataramana, Deputy Executive Engineer, I.B. Sub-Division, Irrigation and Command Area Development Department, Kollapur, Mahabubnagar district – Sanction of Prosecution – Orders – Issued.

IRRIGATION AND COMMAND AREA DEVELOPMENT (Ser.VI) DEPARTMENT

G.O.Ms.No. 6

Dated 14.02.2014.

ORDER:-

WHEREAS, Sri K. Venkataramana worked as Deputy Executive Engineer, I.B. Sub-Division, Kollapur, Mahabubnagar district from 12.09.2011 to 03.05.2013 and by virtue of the post held by him, he falls under the category of Public Servant as defined under clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. AND WHEREAS, it is alleged that Sri Gopireddy Venkat Reddy, S/o. Bal Reddy, r/o Bollaram of Pangal Mandal, Mahabubnagar district has been doing agriculture and civil contract work at his area. In the month of October, 2010 tender was called for repairs for Pedda Cheruvu at Bollaram Village, Pangal Mandal, Mahabubnagar District, for that work a tender was filed by Sri T. Pratap Reddy and Sri G. Venkat Reddy, executed the above work on behalf of Sri T. Pratap Reddy. The said work was completed under the supervision of Sri Giridhar, Assistant Engineer and Sri K. Venkataramana, Deputy Executive Engineer. Sri Giridhar, Assistant Engineer has recorded measurement of the above work in M. Book and sent the final settlement bill of Rs.3,71,349/- along with M. Book to Sri Venkataramana, Deputy Executive Engineer. On 08.04.2013 the Deputy Executive Engineer handed over the M. Book for final settlement bill and his letter to Sri G. Venkat Reddy with instruction to hand over the same at Executive Engineer office, Wanaparthi. On 09.04.2013 Sri G. Venkat Reddy has handed over the letter and M. Book at Executive Engineer office, where the office staff returned the same to him stating that the Deputy Executive Engineer Sri K. Venkataramana has not signed in the M. Book and asked him to get the signature of the Deputy Executive Engineer and then only they will process the bill. Since then Sri G. Venkat Reddy approached the Deputy Executive Engineer Sri K. Venkataramana several times and requested to sign in the Measurement Book, and the Deputy Executive Engineer demanded if an amount of Rs.11,000/- i.e. 3% amount of final bill is paid as bribe, then only he would sign in the M. Book. When Sri G. Venkat Reddy pleaded that he was not having that much amount, the Deputy Executive Engineer vehemently stated that without payment of demanded bribe amount of Rs.11,000/-, he would not sign in the M. Book. Again about (3) days prior to lodging the complaint with Deputy Superintendent of Police, Anti-Corruption Bureau, when Sri G. Venkat Reddy met the Deputy Executive Engineer Venkataramana and requested him to sign in the M. Book, the Deputy Executive Engineer, informed him that without payment of bribe amount, he would not sign in the M. Book. Sri G. Venkat Reddy informed the Deputy Executive Engineer that he will meet him within 2 - 3 days after securing the bribe amount;

(P.T.O.)

3. AND WHEREAS, Sri G. Venkat Reddy is not willing to pay the demanded bribe amount to Sri K. Venkataramana, Deputy Executive Engineer, lodged a written complaint on 01.05.2013 at 15-30 hours against Sri K. Venkataramana, Deputy Executive Engineer, with Deputy Superintendent of Police, Anti-Corruption Bureau, Hyderabad Range, Hyderabad requesting to take legal action against Sri K. Venkataramana, Deputy Executive Engineer. On receipt of the complaint, the Deputy Superintendent of Police, Anti-Corruption Bureau asked Sri G. Venkat Reddy to come to the office of Inspector of Police, Anti-Corruption Bureau, Mahabubnagar district, on 03.05.2013 at 10-00 hours along with the proposed bribe amount of Rs.11,000/- which he intended to pay as bribe to Sri K. Venkataramana, Deputy Executive Engineer. The Deputy Superintendent of Police, Anti-Corruption Bureau, Hyderabad Range, Hyderabad made confidential enquiries with regard to the genuineness of the complaint, reputation of the Accused Officer etc. and registered a case in Cr.No.15/RCT-HR/2013 under section 7 of the Prevention of Corruption Act, 1988 on 03.05.2013 at 10-30 hours against Sri K. Venkataramana, Deputy Executive Engineer and organised a trap after following all the formalities stipulated for a trap.

4. AND WHEREAS, on 03.05.2013 Sri K. Venkataramana, Deputy Executive Engineer was trapped when he further demanded and accepted bribe amount of Rs.11,000/- from Sri G. Venkat Reddy in Accounts Branch Section at Office of Executive Engineer, Nagarkurnool, Mahabubnagar district. The Phenolphthalein test conducted on right hand fingers and the inner lining of right side pant pocket of Sri K. Venkataramana which came into contact with the tainted currency notes yielded positive results. The tainted amount was recovered from the right side pant pocket of Sri K. Venkataramana, Deputy Executive Engineer at his instance in presence of the mediators. The Deputy Superintendent of Police seized the tainted amount of Rs.11,000/-, pant of Sri K. Venkataramana, Deputy Executive Engineer and collected records for the purpose of further investigation.

5. AND WHEREAS, the aforesaid acts of Sri K. Venkataramana, Deputy Executive Engineer, I.B. Sub-Division, Irrigation and Command Area Development Department, Kollapur, Mahabubnagar District constitute the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988.

6. AND WHEREAS, the Government of Andhra Pradesh, being the Competent Authority to remove Sri K. Venkataramana, Deputy Executive Engineer, Irrigation and Command Area Development Department, I.B. Sub-Division, Kollapur, Mahabubnagar District from service, after fully and carefully examining the material i.e. First Information Report, Mediators' Reports of pre and post trap, statement of witnesses, Final Report etc. placed before them in respect of the aforesaid acts and having regard to the facts and circumstances of the case, consider that the said Sri K. Venkataramana, Deputy Executive Engineer should be prosecuted in a Court of Law for the aforesaid offences.

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7. NOW, THEREFORE, in exercise of the powers conferred under Clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri K. Venkataramana, Deputy Executive Engineer, I.B. Sub-Division, Irrigation and Command Area Development Department, Kollapur, Mahabubnagar District for the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(ADITYA NATH DAS)
PRINCIPAL SECRETARY TO GOVERNMENT (P) (FAC)

To
The Director General, Anti-Corruption Bureau, Andhra Pradesh, Hyderabad.
Copy to:-
The Law (B) Department.